

**CITY OF MARKHAM
REGULAR CITY COUNCIL MEETING
March 20, 2019**

Mayor Roger Agpawa called the Regular Meeting of the Markham City Council to order at 7:09 p.m. with the Pledge of Allegiance. Prayer led by Mayor Agpawa. Roll Call was taken by City Clerk, Jennifer Coles.

ROLL CALL: ALDERMEN PRESENT Alderman Rondal Jones
 Alderman Clifton Howard
 Alderman William Barron
 Alderman Ivory Lofton

ALSO PRESENT: Attorney, Steven Miller
 Treasurer, Belinda Richardson

APPROVAL OF MINUTES FOR Motion by Ald. Barron, seconded by Ald. Jones,
REGULAR COUNCIL MEETING to approve Minutes of the Regular City Council
MARCH 6, 2019 Meeting held March 6, 2019 with necessary
 corrections and/or deletions.
 Roll Call: 4 Ayes/0 Nays

AUTHORIZATION OF CLAIMS Motion by Ald. Howard, seconded by Ald. Barron, to
 adopt Authorization of Claims and Accounts Bill
 List \$604,552.20 manual checks \$225,543.74
 totaling \$830,095.94.
 Roll Call: 4 Ayes/0 Nays

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SPECIAL PRESENTATION	None
CITY ATTORNEY’S REPORT	4 Ordinances, 1 Contract
WAIVE READING ORDINANCE 19-O-2220	Motion by Ald. Barron, seconded by Ald. Howard, to waive the reading of Ordinance 19-O-2220 – AN ORDINANCE PROHIBITING LIVE SEX ACT BUSINESS. Voice Vote: 4 Ayes/0 Nays
ADOPT ORDINANCE 19-O-2220	Motion by Ald. Barron, seconded by Ald. Howard, to adopt Ordinance 19-O-2220. Roll Call: 4 Ayes/0 Nays
WAIVE READING ORDINANCE 19-O-2221	Motion by Ald. Barron, seconded by Ald. Howard, to waive the reading of Ordinance 19-O-2221 – AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR COUPLES CHOICE FOR SOCIAL GATHERINGS TO DISCUSS THE TOPICS OF THE DAY/POLITICAL CLIMATE AT THE PROPERTY LOCATED AT 3710-14 W. 167 TH STREET IN THE L-2 LIGHT MANUFACTURING DISTRICTS INSIDE THE CITY OF MARKHAM. Voice Vote: 4 Ayes/0 Nays
ACCEPT RECOMMENDATION PLANNING & ZONING BOARD	Motion by Ald. Barron, seconded by Ald. Howard, to accept the recommendation of the Planning and Zoning Board of Appeals to deny the special use permit for Couples Choice. Roll Call: 4 Ayes/0 Nays
WAIVE READING ORDINANCE 19-O-2222	Motion by Ald. Howard, seconded by Ald. Barron, to waive the reading of Ordinance 19-O-2222 – AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR LIV ENTERPRISES, INC TO OPERATE A TRUCK REPAIR AND SEMITRAILER (20-30) STORAGE AT THE PROPERTY LOCATED AT 3950 W. 155 TH STREET IN THE C-1 NEIGHBORHOOD SHOPPING DISTRICTS INSIDE THE CITY OF MARKHAM. Voice Vote: 4 Ayes/0 Nays

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ADOPT ORDINANCE
19-O-2222

Motion by Ald. Howard, seconded by Ald. Lofton, to adopt Ordinance 19-O-2222.

Q. Jones – How many trucking companies do we need?

A. Agpawa – will be meeting with the board to discuss things we want to do and work on new Comprehensive Plan

Roll Call: 2 Ayes/1 Nay (Barron)/1 Abstain (Jones)

CLEAR CHANNEL CONTRACT

Motion by Ald. Barron, seconded by Ald. Howard, to authorize Mayor to sign lease agreement renewal for Clear Channel Billboard located at Fire Station #2.

Q. Jones – How much are they paying?

A. Atty Miller – pay schedule is indicated on page 1 of the agreement. Years 1-5: \$12,350; Years 6-10 \$13,585; Years 11-15 \$14,944; Years 16-20 \$16,438.

Roll Call: 4 Ayes/0 Nays

CITY CLERK'S REPORT

None

MAYOR'S REPORT

As the warm weather is coming, hoping we've gotten the word out about the clean up. We're trying to get compliance and write friendly warnings. Building Department has been asked to give more narrative about what's going on at certain properties to understand how to handle. We have to do our and so do the businesses too. Want a better Markham.

We've had workers cleaning up daily on the outer parts and main areas. We will make one good effort on the inner city and then look to residents to make sure they do their part. Meeting with Mayors of Oak Forest and Country Club Hills tomorrow to discuss where the borders meet, the cloverleaves are deplorable. The state and county has to do better. Will beat that dead horse until we see results.

NEW BUSINESS

ALD JONES

Happy with the clean up. See guys out and appreciate the effort. Thanks again Mayor. Remember April 2nd to vote, it's very important and I hope my record speaks for itself.

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ALD HOWARD

Give the Mayor kudos and thank you. The constituents are happy with the look of the City. Thanks to Public Works for picking up dead branches. We're with and backing you.

ALD. BARRON

Maybe this is something we can include on the website. Recently had someone drive in the grass of the church on 155th and Kedzie and tore the church's property up. Did the same at the brand new ballfield. Hope we can catch them. Asking everyone to watch out for each other and neighbors. If you see something, say something. Public Works, Police and Fire has done a good job.

Mayor Agpawa – Please call the police. Talked to the Chief about doing some things with patrol. An example, someone remodeled a bathroom and dumped it on the streets.

ALD. LOFTON

Give kudos to the guys cleaning up, doing a good job. The new track and field facility, people would like to see it. 162nd and Justine, stop sign needs replacing. Branches from Wood to Justine need picking up and patchwork for streets needing to be done.

OPEN FLOOR TO PUBLIC

Motion by Ald. Howard, seconded by Ald. Barron, to open floor to public.

Voice Vote: 4 Ayes/0 Nays

SPEAKING OF VARIOUS

Vera Gill – Thanks to Public Works for branch pick up. Spring is here and potholes need to be filled.

George Weathington – Lives on 153rd Street, north of I-57. Street is half paved and has all types of holes. 18 wheelers are parking and destroying what's left of the street and destroying lawns.

Ald. Jones – that's the issue with the trucking companies. They're tearing up the streets.

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Rosemary Calvert – Didn't understand 8c on the agenda, Live Sex Act Business Prohibition
Attorney Miller – Ordinance restricts businesses from having live sex acts amongst other things at their business. There had been some things covered in the liquor ordinance but this encompasses some things that won't be allowed in the businesses in town without the liquor component.

Tim Geary – Owner of Couple's Choice. Has operated in Markham for the past 30 years and nobody knew they were there because they've never had a problem. Very little police activity. The Council is trying to group them with strip clubs in which they are a part of. We have couples that are enjoying each other. City didn't know they were there until he rented his building to someone and it caused a problem. Have people come from all over the state, country and world. Has 80,000 couples as members, no single men allowed. The Council is trying to stop them but they're trying to be quiet about what they're doing.

Cameron Geary – place has been operating longer than he's been alive. Bringing people from St. Louis, Indianapolis, France, Italy all to Markham to their private club. They're a part of the community and stopping them would be a loss.

Ald. Lofton – What ways are you a benefit to the City?

Tim Geary – Bring people here and not throw money at women, get food from local places, people are purchasing gas and visiting liquor stores and some people are afraid to come to Markham due to the poor rating on Google – 1 star rating. 50% of marriages fail by way of affairs. Has been married 35 years, veteran with 5 kids. A lot of the members are long time married couples and yes we're swingers. Has spent \$50,000 getting building up to code per the City.

Ald. Barron – gave an explanation as to why this has become an issue. Spoke to the City being a Christian based town. Just because you've been doing something for 30 years doesn't make it right.

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Now that we know about it, it needs to be dealt with and regulated to suit the needs of the City.

Mayor Agpawa – The Council has decided to go with the recommendation of the Planning and Zoning Board. This is not a Public Hearing as you've had that opportunity to detail the business at that time. The City has to regulate what comes here.

CLOSE FLOOR TO PUBLIC

Motion by Ald. Howard, seconded by Ald. Barron, to close floor to public.

Voice Vote: 4 Ayes/0 Nays

CITY ATTORNEY

Regarding 8e, after researching just wanted to confirm based on the vote the motion did carry, 2/3 vote was not necessary for passage.

EXECUTIVE SESSION AT
8:40 P.M.

Motion by Ald. Howard, seconded by Ald. Barron, to request for Executive Session at 8:40 p.m. for personnel, contract, litigation and land development.

Voice Vote: 4 Ayes/0 Nays

RETURN TO REG. SESSION
AT 10:33 P.M.

Motion by Ald. Howard, seconded by Ald. Barron, to return to regular session at 10:33 p.m.

Voice Vote: 4 Ayes/0 Nays

CITY ATTORNEY'S REPORT Cont...

WAIVE READING ORDINANCE
19-O-2223

Motion by Ald. Barron, seconded by Ald. Howard, to waive the reading of Ordinance 19-O-2223 – AN ORDINANCE ABATING THE REAL ESTATE TAX HERETOFORE LEVIED FOR THE TAX LEVY YEAR 2018 TO PAY THE DEBT SERVICE ON \$5,550,000 GENERAL OBLIGATION REFUNDING BONDS (ALTERNATE REVENUE SOURCE), SERIES 2005A, OF THE CITY OF MARKHAM, COOK COUNTY, ILLINOIS.

Voice Vote: 4 Ayes/0 Nays

ADOPT ORDINANCE
19-O-2223

Motion by Ald. Barron, seconded by Ald. Howard, to adopt Ordinance 19-O-2223.

Roll Call: 4 Ayes/0 Nays

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WAIVE READING ORDINANCE 19-O-2224 Motion by Ald. Barron, seconded by Ald. Howard, to waive the reading of Ordinance 19-O-2224 – AN ORDINANCE ABATING THE REAL ESTATE TAX HERETOFORE LEVIED FOR THE TAX LEVY YEAR 2018 TO PAY THE DEBT SERVICE ON \$5,550,000 GENERAL OBLIGATION BONDS SERIES 2012, OF THE CITY OF MARKHAM, COOK COUNTY, ILLINOIS.

Voice Vote: 4 Ayes/0 Nays

ADOPT ORDINANCE 19-O-2224

Motion by Ald. Barron, seconded by Ald. Howard, to adopt Ordinance 19-O-2224.

Roll Call: 4 Ayes/0 Nays

ADJOURNMENT

Motion by Ald. Barron, seconded by Ald. Howard, to adjourn at 10:39 p.m.

Voice Vote: 4 Ayes/0 Nays

DATED: 4/3/2019


Jennifer Coles, City Clerk